

The opinion in support of the decision being  
entered today is not binding precedent of the Board.

  
Paper 

Filed by: Interference Trial Section Merits Panel  
Box Interference  
Washington, D.C. 20231  
Tel: 703-308-9797  
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Filed:  
29 March 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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AMGEN, INC.  
(Glen F. Pierce, Regina M. Housley  
and Charles F. Morris),  
Junior Party  
(Patent 5,814,605),

**FAXED**

**MAR 29 2004**

**PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES**

v.

THE UNITED STATES OF AMERICA,  
as Represented by the Secretary of the Department of Health and Human Services  
(Jeffrey S. Rubin, Paul W. Finch and Stuart A. Aaronson),  
Senior Party  
(Application 08/477,983).

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Patent Interference No. 105,199

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**JUDGMENT - RULE 662**

Before: SCHAFER, TORCZON and LANE, Administrative Patent Judges.

SCHAFER, Administrative Patent Judge.

Amgen, Inc. has filed a paper requesting entry of an adverse judgment in this interference  
under 37 CFR § 1.662(a). Paper 17. Accordingly, it is



cc (via Fax):

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## INTERFERENCE DIGEST

Interference No. 105,199

Paper No. 51

Name: Jeffrey S. Rubin et al.

Serial No.: 08/477,983

Patent No.

Title: DNA encoding a growth factor

Filed: 06/07/95

Interference with Pierce et al.

### DECISION ON MOTIONS

Administrative Patent Judge, \_\_\_\_\_ Dated, \_\_\_\_\_

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\_\_\_\_\_  
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### FINAL DECISION

Board of Patent Appeals and Interferences, Favorable Dated, 3/29/04

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Court, \_\_\_\_\_ Dated, \_\_\_\_\_

### REMARKS

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This should be placed in each application or patent involved in interference in addition to the interference letters.